

HOUSE BILL No. 1386

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-8.1-7-22.

Synopsis: Unused prescription medication at school. Provides for unused prescription medication possessed by a school for administration to a student to be picked up by the student's parent, mailed to the student's address on file at the school, or sent home with a designated person at the end of the school year.

Effective: July 1, 2005.

Porter, Behning

January 13, 2005, read first time and referred to Committee on Education.

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First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1386

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 20-8.1-7-22 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 22. (a) This section
3 does not apply to medication possessed by a student for
4 self-administration under IC 20-8.1-5.1-7.5.
5 (b) Except as provided in subsection (d), a school corporation may
6 not send home with a student medication that is possessed by a school
7 for administration during school hours or at school functions.
8 (c) Medication that is possessed by a school for administration
9 during school hours or at school functions for a student in grades
10 kindergarten through grade 8 may be released only to:
11 (1) the student's parent; or
12 (2) an individual who is:
13 (A) at least eighteen (18) years of age; and
14 (B) designated in writing by the student's parent to receive the
15 medication.
16 (d) A school corporation may send home medication that is
17 possessed by a school for administration during school hours or at



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1 school functions with a student in grades 9 through 12 if the student's
2 parent provides written permission for the student to receive the
3 medication.

4 **(e) Unused prescription medication that is possessed by a school**
5 **for administration during school hours or at school functions for**
6 **a student in kindergarten through grade 12 that remains in the**
7 **possession of the school at the end of the school year must be:**

8 (1) picked up by the student's parent;

9 (2) mailed to the student's address on file at the school; or

10 (3) released to:

11 (A) the student's parent; or

12 (B) an individual who is:

13 (i) at least eighteen (18) years of age; and

14 (ii) designated in writing by the student's parent to
15 receive the medication.

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